

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FOURTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 15024 of 2004

Between:

S. Mahanandi Reddy S/o Chinna Eswara Reddy,
Gaggatur Village, Panyam Madnal Kurnool district

..... PETITIONER

AND

- 1 The Joint Collector, Kurnool, Kurnool District
- 2 The Revenue Divisional Officer, Nandyal, Kurnool District
- 3 The Mandal Revenue Officer, Panyam Mandal, Kurnool District

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or Direction, more particularly one in the nature of Writ of Mandamus declaring the proceedings of

1st respondent in Rc.E/612/2004 dt 3-8-2003 as illegal, void and ultravires the provisions of the A.P. State Public Distribution system control order, 2001 and consequently direct the respondents to restore the authorization of the Fair Price Shop Dealership of the Petitioner situated at Gaggatur Village, Panyam Mandal, Kurnool District and to grant such other relief or reliefs

Counsel for the Petitioner: MR.J.JANAKIRAMI REDDY

Counsel for the Respondent No.: GP FOR CIVIL SUPPLIES

The Court at the admission stage made the following :

ORDER:

Petitioner is the fair price shop dealer of Gaggatur village, Panyam Mandal, Kurnool District. His authorisation has been suspended by the Revenue Divisional Officer, Kavali, Nellore District, pending enquiry into the allegations specified thereunder. Against the said order, petitioner has preferred an appeal before the first respondent-The Joint Collector, Kurnool, Kurnool District on 16.08.2004 along with an application for stay. The grievance of the petitioner is that the first respondent failed to consider his appeal and no orders has been passed even on his application for stay. Hence, this writ petition.

Since the statutory appeal is pending on the file of the first respondent, I am not inclined to express any opinion on the merits of the case. Instead I deem it appropriate to dispose of the writ petition with a direction to the first respondent to dispose of the application for stay filed by the petitioner and pass appropriate orders in accordance with law as expeditiously as possible, preferably within a period of one week from the date of receipt of a copy of this order.

Writ petition is accordingly disposed of. No order as to costs.

24-08-2004

Note: Issue C.C. by tomorrow.

B/o

klp

To

- 1 The Joint Collector, Kurnool, Kurnool District
- 2 The Revenue Divisional Officer, Nandyal, Kurnool District
- 3 The Mandal Revenue Officer, Panyam Mandal, Kurnool District

4 2CCs to G.P. for Civil supplies, High Court buildings,

Hyderabad(OUT).

5 2CD copies

